IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 29TH OCTOBER 2007 / 7TH KARTHIKA 1929

W.P.(C) No. 32070 of 2007 - (P)

PETITIONER:

M/S.BAJAJ ELECTRICALS LTD., CRL HOUSE TATA OIL MILLS ROAD, COCHIN-18, REPRESENTED BY IT'S BRANCH SALES SUPPORT MANAGER MR.CYRIAC THOMAS.

BY ADV. SMT.K.LATHA

RESPONDENTS:

1. **THE STATE OF KERALA REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF KERALA, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **DEPUTY COMMISSIONER (APPEALS), COMMERCIAL TAXES, ERNAKULAM.**

3. **INSPECTING ASST. COMMISSIONER, COMMERCIAL TAXES, ERNAKULAM.**

BY GOVT. PLEADER SRI.K.P. PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No. 32070 OF 2007 P
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Dated this the 29th October, 2007

J U D G M E N T

Aggrieved by Ext. P1 order of assessment the petitioner has filed Ext. P2 appeal. Referring to Ext. P4 it is submitted that 50% of the amount due has already been paid. Despite this, the petitioner submits, revenue recovery proceedings have been initiated for recovering the balance due. In view of the pendency of the appeal and also considering the fact that 50% of the dues has already been remitted by the petitioner I dispose of this writ petition with the direction that the 2nd respondent shall consider and pass orders on Ext. P2 appeal as expeditiously as possible, at any rate within a period of six weeks of receipt of a copy of this judgment. In the meantime further proceedings pursuant to Ext. P3 revenue recovery shall be kept in abeyance.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC
JUDGE

jan/-